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**TRANSMITTAL
FORM**

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Total Number of Pages in This Submission

Application Number	10/729,330
Filing Date	December 4, 2003
First Named Inventor	Cameron A. Riddell
Art Unit	3643
Examiner Name	Unknown
Attorney Docket Number	525.01-US2

ENCLOSURES (Check all that apply)

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Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name Rutan & Tucker, LLP

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Robert D. Fish

Date

2/21/07

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02/21/2007

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Patent
Attny Dkt. No. 525.01-US2

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231**

Inventor: Cameron A. Riddell
Serial No: 10/729330
Filed: Dec. 4, 2003
For: Electric Deterrent Device

Examiner: Baisa, Joselito Sasis
Art Unit: 3643

4TH SUBMISSION OF PRIOR ART UNDER 35 U.S.C. 301

The undersigned requests that the Office consider the following documents in evaluating patentability of the claims in the above-captioned patent application, and to the extent appropriate, the corresponding PCT application, (WO 2005/055865).


The following references have apparently not previously been considered by the Office, and further establish that the pending claims are either anticipated or completely obvious over the prior art.

S No.	Patent Number	Braided element with three or more strands	Braided element attached to base by sewing	Flexible base	Application: Animal / Bird deterrent
1.	<u>US5677674A</u>	Column 1 lines 45 - 55 and Column 3 lines 3-5	Column 3 lines 15 - 24	Column 2 lines 45 - 50	
2.	<u>WO1996008140A1</u>	Page 2 lines 5 - 10		Claim 1, Page 2 lines 5 - 10, and Page 2 lines 20 - 25	Claim 1
3.	<u>US5151319A</u>	Claim 1	Claims 1, 2 and Column 4 lines 1- 5	Column 2 lines 61 - 65	Column 2 lines 48 - 51
4.	<u>GB1207496A</u>	Page 1 lines 83-90 and Page 2 lines 1- 17	Claim 2		
5.	<u>EP592054A1</u>	Claim 1, 2, 9 and 10, and Column 3 lines 20-45			Claim 1
6.	<u>US5835332A</u>	Claims 2 and 3, and Column 2 lines 5 - 10	Column 2 lines 30 - 35	Claim 2 and Column 2 lines 5 - 7	
7.	<u>WO1984004022A1</u>	Claims 2 and 4, Page 5 lines 12 - 17	Claim 4, Page 5 lines 12 - 17		Claim 1 and Page 1 lines 1-5
8.	<u>US4352007A</u>	Claims 1, 2 and 4			

The following two references were already cited, but are listed below to show their particular relevance to the currently pending claims. In view of these references, it should be clear that the applicant cannot establish patentability by focusing on the number of strands in the braid, or sewing the braid to a flexible base.

S No.	Patent Number	Braided element with three or more strands	Braided element attached to base by sewing	Flexible base	Application: Animal / Bird deterrent
1.	<u>US5036166A</u>	Claim 9, Column 6 lines 62-68, and Column 7 lines 1-8		Claims 2, 3 and 12	Claim 1
2.	<u>US6341550B1</u>	Claim 1, 4 and 6, and Column 3, line 33-52		Column 3 lines 33-48	Claim 1

Copies are included.

By: 

Robert D. Fish
Reg. no. 33,880